

ORDINANCE NO. 2017-21

AN ORDINANCE AMENDING THE I-65 ANSON PUD TEXT OF THE TOWN OF WHITESTOWN, INDIANA

PUD Text Amendments
PC17-012-TA

WHEREAS, the Petitioner, Browning/Duke LLC filed its I-65 PUD Text Amendment Application before the Whitestown Plan Commission seeking to amend the text of Section 3.2 and Section 11.8.c.14 of the I-65 Anson PUD; and

WHEREAS, pursuant to Indiana Code § 36-7-4-608, the Whitestown Plan Commission conducted the required public hearing and determined its favorable recommendation, by a 4-0 vote, on May 8, 2017; and

WHEREAS, the Whitestown Plan Commission certified its favorable recommendation to the Whitestown Town Council on May 8, 2017; and

WHEREAS, pursuant to Indiana Code § 36-7-4-608, the Town Council of the Town of Whitestown, having considered the application and the recommendation of the Whitestown Plan Commission, now adopts the proposal and approves the requested text amendments all as hereinafter set out.

IT IS THEREFORE CONSIDERED, ORDAINED, AND ADOPTED as follows:

Section 1. That the Applicant is Browning/Duke LLC.

Section 2. That the Applicant seeks to retroactively amend the text of the I-65 Anson PUD for the purpose of supplementing the definition of loading berths and to amend and restate permitted locations of trailer staging areas.

See legal description attached hereto as Exhibit B and incorporated herein by reference.

Section 3. That the Town Council of Whitestown has paid reasonable regard to the Comprehensive Plan; current conditions and the character of current structures and uses in each district; the most desirable use for which the land in each district is adapted; the conservation of property values throughout the jurisdiction; and responsible development and growth.

Section 4. That the Town Council hereby adopts/rejects the proposal of the Whitestown Plan Commission as certified, and hereby adopts/rejects Exhibit A as an amendment to the I-65 Anson PUD.

Section 5. In accordance with IC 36-5-2-10, this Ordinance shall be in full force and effect upon its passage and shall be retroactively applied to improvements upon real estate located within the Interstate Commerce District and the Commerce District Land Use Districts of the I-65 Anson PUD.

ALL OF WHICH IS ADOPTED this _____ day of _____, 2017, by the Town Council of the Town of Whitestown, Indiana.

TOWN COUNCIL OF WHITESTOWN, INDIANA.

Eric Miller, President

Clinton Bohm

Susan Austin, Vice President

Jeff Wishek

Kevin Russell

ATTEST:

Matt Sumner, Town Clerk-Treasurer

Prepared by: Lauren Bailey